



City Council Agenda

Council President
Tom Boyajian

Councilmembers

Garry Bredefeld, Acting Council President
Chris Mathys,
Henry Perea

Sal Quintero
Daniel Ronquillo
Ken Steitz

City Manager
Jeffrey M. Reid

City Clerk
Rebecca E. Klisch

City Attorney
Hilda Cantú Montoy

The meeting room is accessible to the physically disabled, and the services of a translator can be made available. Requests for additional accommodations for the disabled, signers, assistive listening devices, or translators should be made one week prior to the meeting. Please call City Clerk's Office at 498-1321

The City Council welcomes you to this meeting.

TUESDAY, JANUARY 11, 2000

IF YOU WOULD LIKE TO SPEAK, FILL OUT A SPEAKER REQUEST FORM AVAILABLE FROM THE CITY CLERK'S OFFICE AND IN THE COUNCIL CHAMBERS. THE AGENDA IS AVAILABLE ON (www.ci.fresno.ca.us). THE COUNCIL MEETING CAN ALSO BE HEARD LIVE AT THE SAME WEB SITE ADDRESS.

9:00 A.M. COUNCIL ROLL CALL

Invocation by Pastor Tom Doidge of Riverpark Bible Church
Pledge of Allegiance to the Flag

Proclamation of "PIG BOWL 2000 DAY" - Mayor Patterson and all Councilmembers
Proclamation of "INSTITUTE FOR FAMILY BUSINESS DAYS"
Proclamation of "QUINLAN, KERSHAW & FANUCCHI DAY" - Councilmember Ronquillo
Presentation of Student of the Quarter Awards - Councilmember Perea
Proclamation of "NORMA DER MUGRDECHIAN DAY" - Councilmember Quintero
Resolution of Commendation to the Northwest Lions Club - "Lions of the Decade" - Councilmember Mathys

COUNCIL ACTION OF UNSCHEDULED ITEMS, IF ANY, SHALL BE LIMITED TO REFERRING THE ITEM TO STAFF FOR A REPORT AND POSSIBLE SCHEDULING ON A FUTURE COUNCIL AGENDA FOR EACH MATTER CONSIDERED BY THE COUNCIL, THERE WILL FIRST BE A STAFF PRESENTATION, FOLLOWED BY A PRESENTATION FROM THE PROJECT APPLICANT. TESTIMONY FROM THOSE IN ATTENDANCE WILL THEN BE TAKEN. ALL TESTIMONY GIVEN WILL BE LIMITED TO THREE MINUTES PER PERSON.

THE THREE LIGHTS ON THE PODIUM NEXT TO THE MICROPHONE WILL INDICATE THE AMOUNT OF TIME REMAINING FOR THE SPEAKER. THE GREEN LIGHT WILL BE TURNED ON WHEN THE SPEAKER BEGINS. THE YELLOW LIGHT WILL COME ON WITH ONE MINUTE REMAINING AND ONE TONE WILL SOUND. THE SPEAKER SHOULD BE COMPLETING THE TESTIMONY BY THE TIME THE RED LIGHT COMES ON AND TWO TONES SOUND, INDICATING THAT TIME HAS EXPIRED.

Approve Council minutes of January 4, 2000

Action Taken:

Approve Agenda

Action Taken:

Adopt Consent Calendar

Action Taken:

TIME SCHEDULED HEARINGS AND MATTERS

9:30 A.M. HEARING to consider Plan Amendment No. 99-27 and Rezoning Application No. 99-41, filed by Robert Smittcamp, for 0.34 acre of property located on the north side of E. Hamilton Avenue, between S. Second and S. Third Streets

Action Taken:

1. Consider Environmental Assessment/Mitigated Negative Declaration No. A-99-27, R-99-41

Action Taken:

2. **RESOLUTION** - Amending the Roosevelt Community Plan

Action Taken:

3. **BILL** - Amending the Official Zone Map to rezone from R-1 (single family residential) zone district to the M-1 (light manufacturing) zone district

Action Taken:

9:45 A.M. HEARING to consider Plan Amendment No. 99-26, Rezoning Application No. 99-39, filed by Gary Gentile, for 0.4 acre of property located on the northeast corner of N. Fruit and W. Clinton Avenues

Action Taken:

1. Consider Environmental Assessment/Negative Declaration No. A-99-26, R-99-39

Action Taken:

2. **RESOLUTION** - Amending the Fresno High-Roeding Community Plan

Action Taken:

3. **BILL** - Amending the Tower District Specific Plan

Action Taken:

4. **BILL** - Amending the Official Zone Map to rezone from R-1 (single-family residential) zone district to the C-1 (neighborhood shopping center) zone district

****ITEMS SUBJECT TO MAYOR'S VETO OR RECONSIDERATION***

Action Taken:

TIME SCHEDULED HEARINGS AND MATTERS CONTINUED

11:00 A.M. CONTINUED HEARING to consider Plan Amendment No. 99-16 and Rezoning Application No. R-99-25, filed by the City of Fresno, Public Works Department, for property located on the west side of S. West Avenue, between W. Jensen and W. North Avenues regarding closure of City landfill and development of regional park and sports center (***Request to continue to 2/8/2000 @ 10:30 a.m.***)

Action Taken:

1. Consider Environmental Assessment/Negative Declaration No. A-99-16, R-99-25
Action Taken:
2. **RESOLUTION** - Amending the Edison Community Plan
Action Taken:
3. **BILL** - Amending the Official Zone Map to rezone from the AE-5/UGM, AE-20/UGM, AE-20 and AL-20 (County) to the O/UGM zone district
Action Taken:

2:00 P.M.#1 DISCUSSION OF CONTESTED CONSENT ITEMS (IF ANY)

2:00 P.M.#2 CLOSED SESSION

- A. **CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION** - Government Code Section 54956.9, Subdivision (b)
Significant Exposure to Litigation:
 1. Claim of Bruce L. Brown
 2. Patterson Environmental Response Trust v. City of Fresno**Action Taken:**
- B. **CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION** - Government Code Section 54956.9, Subdivision (a)
 1. **Case Name:** Scout Island Investors, LLC v. City of Fresno
 2. **Case Name:** Robert Lewis v. City of Fresno**Action Taken:**
- C. **CONFERENCE WITH LABOR NEGOTIATOR** - Government Code Section 54957.6
City Negotiator(s): Jeffrey M. Reid, Andrew T. Souza, Jorge Aguiniga
Employee Organization(s): CFPEA
Action Taken:

2:00 P.M.#2 JOINT CLOSED SESSION WITH THE REDEVELOPMENT AGENCY

- D. **CONFERENCE WITH REAL PROPERTY NEGOTIATOR** - Government Code Section 54956.8
Property: Bounded by Tulare, Broadway/"H" and Inyo Streets and the Fulton/Broadway alley (proposed multipurpose/baseball stadium site)
Negotiating Parties: City of Fresno, Redevelopment Agency of the City of Fresno, County of Fresno, Fresno Diamond Group, Fresno Grizzlies
Under Negotiation: Consideration of lease agreement with Fresno Diamond Group

***ITEMS SUBJECT TO MAYOR'S VETO OR RECONSIDERATION**

Action Taken:

TIME SCHEDULED HEARINGS AND MATTERS CONTINUED

2:30 P.M. Workshop and bill for introduction on clean air and smog prevention

- A. WORKSHOP** on air quality issues, City fleet and clean fuel infrastructure planning as set forth in the San Francisco Healthy Air and Smog Prevention Ordinance - Councilmember Perea

Action Taken:

- B. * BILL** - Adding Article 19 to Chapter 9 of the Fresno Municipal Code establishing a Clean Air Program, with program elements including a Car Share Program, criteria for the City's procurement of zero-emission, ultra-low emission, and alternative fuel vehicles, creation of a Fresno Clean Air Advisory Committee, and encouraging private and regional public entities doing business in Fresno to take affirmative steps towards reducing air quality impacts

Action Taken:

5:30 P.M. Update report on the General Plan process and presentation of Mayor's "2000 Plan" as substitute Preferred General Plan Alternative

Action Taken:

- 1. RESOLUTION** - Initiating "2000 Plan" Alternative, as Preferred General Plan Alternative, together with corresponding Land Use Element, Implementation Element, Circulation Element, and Master Trails Element; and superseding Resolution No. 99-40

Action Taken:

1A. GENERAL CONSENT CALENDAR

(ALL CONSENT CALENDAR ITEMS ARE CONSIDERED TO BE ROUTINE AND WILL BE ENACTED BY ONE MOTION. THERE WILL BE NO SEPARATE DISCUSSION OF THESE ITEMS UNLESS REQUESTED, IN WHICH EVENT THE ITEM WILL BE REMOVED FROM THE CONSENT CALENDAR AND CONSIDERED AT 2:00 P.M.)

- 1.** Approve an amendment to agreement with GeoSyntec Consultants to provide professional environmental engineering services for the preparation of plans and contract documents related to the closure of the Fresno Sanitary Landfill

Action Taken:

- 2. RESOLUTION** - Finding that it is in the public interest to use force account work for trees and tree-related services, approving an agreement between the cities of Fresno and Clovis regarding their respective responsibilities under a Transportation Equity Act (TEA) Grant to install trees, an irrigation system, and electrical conduit on the Clovis Old Town Trail and Fresno Sugar Pine Trail, and authorize the City Manager to sign the agreement for the City of Fresno

Action Taken:

- 3.** Approve Memorandum of Agreement between Airports Department and Police Department concerning the leasing of certain premises at Fresno Yosemite International Airport

Action Taken:

- 4. RESOLUTION** - Renewing an agreement between the City of Fresno Police Department and the

****ITEMS SUBJECT TO MAYOR'S VETO OR RECONSIDERATION***

State of California Commission on Peace Officer Standards and Training (P.O.S.T.) for the presentation of basic motorcycle training for law enforcement officers

Action Taken:

1A. GENERAL CONSENT CALENDAR CONTINUED

5. Approval of at-will employment contract with Assistant Police Chief Jerry P. Dyer

Action Taken:

6. * **RESOLUTION** - 6th amendment to PAR No. 99-182 adding one (1) permanent full-time mechanic position to the Helicopter Patrol Program for the maintenance of helicopters

Action Taken:

7. **RESOLUTION** - Approving, authorizing and directing execution and delivery of a first amendment to Joint Exercise of Powers Agreement between the City of Clovis and the City of Fresno creating the Central California Joint Powers Health Financing Authority and actions relating thereto

Action Taken:

8. Recommend City Council direct staff to prepare a Four-Year Consolidated Plan, adopt the overall priorities for a Four-Year Consolidated Plan and Annual Action Plan, and adopt the FY 2001 Consolidated Plan/Annual Action Plan Schedule

Action Taken:

9. * **RESOLUTION** - 63rd amendment to AAR No. 99-181 appropriating \$38,100 from Convention Center retained earnings to fund the purchase of furniture, fixtures and equipment for the New Exhibit Hall (*Requires 5 affirmative votes*)

Action Taken:

10. **RESOLUTION** - Approving the Final Map of Tract No. 4866/UGM, a 101-lot single-family residential subdivision on 26.19 gross acres: 81 lots are bounded by Cornelia Avenue, the Burlington Northern and Santa Fe Railroad and W. Escalon Avenue, and 20 lots are located north of W. Escalon Avenue between N. Cornelia Avenue alignment

Action Taken:

11. * **RESOLUTION** - 60th amendment to AAR No. 99-181 appropriating \$83,700 to undertake the Office of Criminal Justice Planning (OCJP) grant funded Juvenile Accountability and Incentive Program (*Requires 5 affirmative votes*)

Action Taken:

- a. * **RESOLUTION** - 5th amendment to PAR No. 99-182 adding two (2) Police Officer positions to undertake a new Juvenile Accountability and Incentive Block Grant Program funded by the Office of Criminal Justice Planning

Action Taken:

1B. CONSENT CALENDAR - BILLS FOR INTRODUCTION - PINK TABS

1. **REPORT** - Recommending an amendment to the Fresno Municipal Code concerning the membership of Airport Public Safety Officers, Supervisors and Manager

Action Taken:

- a. * **BILL** - Amending Subsection (p) of Section 2-1701 of the Fresno Municipal Code,

****ITEMS SUBJECT TO MAYOR'S VETO OR RECONSIDERATION***

relating to the membership of the job class of Airport Public Safety Manager in the Fire and Police Retirement System

Action Taken:

1B. **CONSENT CALENDAR - BILLS FOR INTRODUCTION CONTINUED - PINK TABS**

2. * **BILL** - Amending Subsection (a) and adding Subsection (f) of Section 3-202 of the Fresno Municipal Code relating to the disposition of retired police canines

Action Taken:

2. **PLANNING AND ZONING ADMINISTRATION**

3. **GENERAL ADMINISTRATION**

- A. Approve reappointment of Stephen W. Lawrence to the Fresno Mosquito and Vector Control - Mayor Patterson (*For adoption*)

Action Taken:

- B. **BILL - (For introduction)** - Amending Fresno Municipal Code Section 2-1203 relating to fiscal administration, revising procedure for presentation and processing of claims for money or damages (including claims relating to contracts) pending litigation, and workers' compensation claims, formalizing administrative practice and making housekeeping amendments

Action Taken:

4. **CITY ATTORNEY**

5. **CITY COUNCIL**

- A. Council authorization for the release and payment of amounts due and owing to general contractor for construction of Exhibit Hall Expansion Project - Councilmember Perea

Action Taken:

- B. * **RESOLUTION** - 62nd amendment to AAR No. 99-181 appropriating \$300 of District 2's general fund infrastructure budget to fund the Veteran's Crisis Program (*Requires 5 affirmative votes*) - Councilmember Mathys

Action Taken:

- C. Appoint Council representative to Transportation Authority - Council President Boyajian

Action Taken:

- D. Request City Manager to direct staff to prepare report and update in response to Council direction given on 6/15/99 regarding identifying and implementing program for disposal of tires. Report to be presented at Council on February 1, 2000 - Councilmember Ronquillo

Action Taken:

- E. Request City Manager or designee to provide an update on the status of revising the current agreement with the Fresno Metropolitan Flood Control District for year-round operation of the dog park and report on re-opening date - Councilmember Mathys

****ITEMS SUBJECT TO MAYOR'S VETO OR RECONSIDERATION***

Action Taken:

6. **CITY/COUNTY INTERGOVERNMENTAL RELATIONS**

7. **UNSCHEDULED ORAL COMMUNICATIONS** - You may address the City Council at the conclusion of the Council meeting regarding items that are not listed on the agenda. The policy is to limit your presentation to three (3) minutes pursuant to Ordinance No. 96-67. Please be present at the conclusion of the meeting if you wish to be heard. Anyone wishing to be placed on an agenda for a specified topic should contact the City Clerk Department at least 10 days prior to the desired date of appearance.

SCHEDULED COUNCIL HEARINGS AND MATTERS

- Jan. 18 - NO COUNCIL MEETING DUE TO MONDAY HOLIDAY**
- Jan. 18 - 10:00 A.M.** Ribbon cutting/grand opening ceremony for the New Exhibit Hall
- Jan. 25 - 10:00 A.M. HEARING** re: Community Facilities District No. 2, Annexation 16
- Jan. 25 - 10:10 A.M.** Appearance by American Cancer Society
- Jan. 25 - 11:00 A.M. HEARING** re: change to Community Facilities District No. 3
- Jan. 25 - 3:00 P.M. WORKSHOP** on project labor agreements - Councilmember Perea
- Jan. 25 - 5:30 P.M. HEARING** re: P.A. No. 99-02, Rezone Appl. No. R-99-04, R-99-28 & CUP No. 99-17, filed by Federal Realty Investment Trust
- Feb. 1 - 10:45 A.M. HEARING** re: Rezone Appl. No. 99-40, property located on the northwest corner of Ventura and "R" Street, change of zoning from CM to C4
- Feb. 1 - 11:00 A.M. HEARING** re: P.A. No. 99-18, Rezone Appl. No. 99-27, filed by Scott Negri
- Feb. 8 - 10:00 A.M. HEARING** re: Community Facilities District No. 2, Annexation No. 17 - Tract No. 4582
- Feb. 8 - 10:30 A.M. CONTINUED HEARING** to consider Plan Amendment No. 99-16 and Rezoning Application No. R-99-25, filed by the City of Fresno, Public Works Department,

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